

*JFW*

ATTORNEY DOCKET NO.: 2002834-0232 (Bacterial Delivery DIV2)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Caplan Examiner: NYA
Serial No.: 10/728,323 Art Unit: 1644
Filing Date: December 4, 2003
Title: MICROBIAL DELIVERY SYSTEM

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Certificate of Mailing
I certify that this correspondence is being deposited with the United States
Postal Service with sufficient postage as First Class Mail in an envelope
addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box
1450, Alexandria, VA 22313-1450

June 22, 2004

Date

Kathy Hart Gagnon

Typed or Printed Name of person signing certificate

PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. 1.136

Pursuant to 37 C.F.R. §1.136, Applicant hereby petitions for a two (2) month extension of time to respond to the February 23, 2004 Notice to File Missing Parts of Nonprovisional Application in the above-identified application from April 23, 2004, to and including June 23, 2004. With the extension, the deadline for response to the Notice to File Missing Parts is June 23, 2004, thus Applicant respectfully submits that the filing of this response on June 22, 2004, is timely. Pursuant to 37 C.F.R. § 1.17(a)(2) we enclose a check in the amount of \$210.00 for the extension fee (small entity).

Please charge any necessary fees or credit any overpayments to our Deposit Account No. 03-1721.

06/25/2004 SDENBUB1 00000034 10728323

02 FC:2252

210.00 OP

Respectfully Submitted,
CHOATE, HALL & STEWART

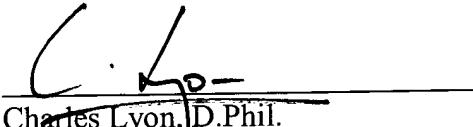
Charles Lyon, D.Phil.
Agent for Applicant
Limited Recognition Under 37 C.F.R. §10.9(b)

PATENT GROUP
CHOATE, HALL & STEWART
53 State Street
Exchange Place
Boston, MA 02109
Telephone: (617) 248-5000
Facsimile: (617) 248-4000

Please charge any fees associated with this filing, or apply any credits, to our Deposit
Account No. 03-1721.

Respectfully Submitted,
CHOATE, HALL & STEWART

Date: June 22, 2004


Charles Lyon, D.Phil.
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